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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ RC.REV. 401/2025

SH. JAGDISH KUMAR RAJPUT (DECEASED) THROUGH
HIS LR. MRS. RAMA RAJPUTPetitioner

Through: Mr. Dvijendra Kumar Pandey,
Advocate.

versus

KHANDELWAL JAIN SOCIETY AND OTHERS

.....Respondents

Through:

CORAM:

**HON'BLE MR. JUSTICE HARISH VAIDYANATHAN
SHANKAR**

ORDER

% **14.07.2026**

**CM APPL. 43672/2026 (For urgent hearing and stay of the
Execution Proceeding pending before Ld. Senior Civil Judge)**

1. In view of the fact that the lawyers are abstaining from work today, learned counsel appearing on behalf of the Petitioner was specifically queried as to whether he was willing to have the matter taken up for hearing. Upon learned counsel for the Petitioner expressing his consent thereto, the present matter was taken up for hearing through Video Conferencing.

2. The present Application has been filed under Section 151 of the Code of Civil Procedure, 1908, seeking the following reliefs:-

“a. list the aforesaid RC. Rev. No. 401 of 2025, for urgent hearing.

b. grant the stay of Execution Proceeding No 139/26 pending before the Court of Ms. Shruti Chaudhary, Senior Civil Judge-cum-RC, New Delhi District, Patiala House Courts, New Delhi till the pendency of the present RC Rev. 401 of 2025.



- c. grant the stay of warrant of Possession issued by Ms. Shruti Chaudhary Ld. SCJ-cum-RC, New Delhi District, Patiala House Courts, New Delhi issued vide order dated 19.05.2026, passed by the Court of Ms. Shruti Chaudhary Ld. SCJ-Cum-RC, New Delhi District, Patiala House Courts, New Delhi in Ex. 139/2026 in RC/ARC No. 39/19.
 - d. direct an investigation in to the missing Articles through Delhi Police by registering a complaint against the Agents / employees of DH.
 - e. Pass such other and further orders as this Hon'ble Court may deem fit and proper in the facts and circumstances of the case.”
3. Learned counsel appearing on behalf of the Petitioner submits that, despite the pendency of RC.REV. 401/2025 before this Court and the Respondents having entered appearance therein, the Respondents proceeded to institute execution proceedings in respect of the Eviction Order forming the subject matter of the present Revision Petition.
4. Learned counsel for the Petitioner submits that the Petitioner was unaware of the pendency of the aforesaid execution proceedings, wherein an Order appointing a Bailiff and directing issuance of warrants of possession came to be passed.
5. Learned counsel for the Petitioner further submits that the Petitioner is an elderly lady, aged approximately 67 years, and is also suffering from various medical ailments.
6. For the reasons aforesaid and keeping in view the averments made in the present Application, issue Notice.
7. Let Reply, if any, be filed within a period of two (02) weeks from today.
8. Rejoinder thereto, if any, be filed within a period of one (01) week thereafter.
9. List on 07.08.2026.
10. In the meanwhile, the execution proceedings pending before the



learned Executing Court, as also the warrants of possession issued therein, shall remain stayed till the next date of hearing.

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11. List on the date already fixed, *i.e.*, 03.09.2026.

HARISH VAIDYANATHAN SHANKAR, J

JULY 14, 2026/nd/dj